



CASE No. CLV-31556A/CVA

BEST AVAILABLE CO., ?

287 #516
2/13/03

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Jennifer China
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Jennifer China
Signature

June 20, 2003
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

EXAMINER:

YE ET AL.

SCHWARTZ, JORDAN MARC

APPLICATION NO: 09/911,333

ART UNIT: 2873

FILED: 07/23/2001

FOR: **SOFT TRANSLATING CONTACT LENS FOR PRESBYOPIA**

Assistant Commissioner for Patents
Washington, D.C. 20231

ELECTION

Dear Sir:

The Office Action dated May 28, 2003 from Examiner Jordan Marc Schwartz of Art Unit 2873 has been received and reviewed. In response to the Examiner's requirement for a restriction to one of the two groups: Group I (Claims 1 -8) and Group II (Claims 9-14), Applicants hereby elect Group I (Claims 1 -8) without traverse for examination in this application.

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AMENDMENT

In the specification:

Please add the following paragraph immediately after the title as follows:

--This application claims the benefit under 35 U.S.C. §119(e) of U.S. provisional patent application No. 60/226,055 filed August 17, 2000.

Q 1